



General Assembly

**Amendment**

January Session, 2021

LCO No. 7429



Offered by:  
SEN. SOMERS, 18<sup>th</sup> Dist.

To: Subst. House Bill No. 6423

File No. 431

Cal. No. 320

(As Amended)

**"AN ACT CONCERNING IMMUNIZATIONS."**

1 Strike subdivision (2) of subsection (a) of section 1 and insert the  
2 following in lieu thereof:

3 "(2) presents a certificate, in a form prescribed by the commissioner  
4 pursuant to section 7 of this act, from a physician, physician assistant,  
5 [or] advanced practice registered nurse or naturopath stating that in the  
6 opinion of such physician, physician assistant, [or] advanced practice  
7 registered nurse or naturopath, such immunization is medically  
8 contraindicated because of the physical condition of such child;"

9 Strike subdivision (1) of subsection (b) of section 3 and insert the  
10 following in lieu thereof:

11 "(1) presents a certificate, in a form prescribed by the Commissioner  
12 of Public Health pursuant to section 7 of this act, from a physician, [or]  
13 a physician assistant, an advanced practice registered nurse, or a

14 naturopath stating that in the opinion of such physician, [or] physician  
15 assistant, advanced practice registered nurse or naturopath, such  
16 immunization is medically contraindicated,"

17 Strike subdivision (1) of subsection (a) of section 4 and insert the  
18 following in lieu thereof:

19 "(1) presents a certificate, in a form prescribed by the Commissioner  
20 of Public Health pursuant to section 7 of this act, from a physician, an  
21 advanced practice registered nurse, [or] a physician assistant or a  
22 naturopath stating that, in the opinion of such physician, advanced  
23 practice registered nurse, [or] physician assistant or naturopath, such  
24 vaccination is medically contraindicated because of the physical  
25 condition of such student, or"

26 Strike subdivision (1) of subsection (b) of section 5 and insert the  
27 following in lieu thereof:

28 "(1) presents a certificate, in a form prescribed by the Commissioner  
29 of Public Health pursuant to section 7 of this act, signed by a physician,  
30 a physician assistant, an advanced practice registered nurse or a  
31 naturopath stating that, in the opinion of such physician, physician  
32 assistant, advanced practice registered nurse or naturopath, the  
33 immunizations required pursuant to regulations adopted pursuant to  
34 subdivision (1) of subsection (a) of this section are medically  
35 contraindicated,"

36 Strike subdivision (1) of subsection (g) of section 6 and insert the  
37 following in lieu thereof:

38 "(1) presents a certificate, in a form prescribed by the Commissioner  
39 of Public Health pursuant to section 7 of this act, signed by a physician,  
40 a physician assistant, an advanced practice registered nurse or a  
41 naturopath stating that, in the opinion of such physician, physician  
42 assistant, advanced practice registered nurse or naturopath, the  
43 immunizations required pursuant to regulations adopted pursuant to  
44 subsection (f) of this section are medically contraindicated,"

45 Strike section 7 in its entirety and insert the following in lieu thereof:

46 "Sec. 7. (NEW) (*Effective from passage*) On or before October 1, 2021,  
47 the Commissioner of Public Health shall develop and make available on  
48 the Internet web site of the Department of Public Health a certificate for  
49 use by a physician, physician assistant, advanced practice registered  
50 nurse or naturopath stating that, in the opinion of such physician,  
51 physician assistant, advanced practice registered nurse or naturopath, a  
52 vaccination required by the general statutes is medically  
53 contraindicated for a person because of the physical condition of such  
54 person. The certificate shall include (1) definitions of the terms  
55 "contraindication" and "precaution", (2) a list of contraindications and  
56 precautions recognized by the National Centers for Disease Control and  
57 Prevention for each of the statutorily required vaccinations, from which  
58 the physician, physician assistant, advanced practice registered nurse or  
59 naturopath may select the relevant contraindication or precaution on  
60 behalf of such person, (3) a section in which the physician, physician  
61 assistant, advanced practice registered nurse or naturopath may record  
62 a contraindication or precaution that is not recognized by the National  
63 Centers for Disease Control and Prevention, but in his or her discretion,  
64 results in the vaccination being medically contraindicated, including,  
65 but not limited to, any autoimmune disorder, family history of any  
66 autoimmune disorder, family history of any reaction to a vaccination,  
67 genetic predisposition to any reaction to a vaccination as determined  
68 through genetic testing and a previous documented reaction of a person  
69 that is correlated to a vaccination, (4) a section in which the physician,  
70 physician assistant, advanced practice registered nurse or naturopath  
71 may include a written explanation for the exemption from any  
72 statutorily required vaccinations, (5) a section requiring the signature of  
73 the physician, physician assistant, advanced practice registered nurse or  
74 naturopath, (6) a requirement that the physician, physician assistant,  
75 advanced practice registered nurse or naturopath attach such person's  
76 most current immunization record, and (7) a synopsis of the grounds for  
77 any order of quarantine or isolation pursuant to section 19a-131b of the  
78 general statutes."

79 Strike subsection (a) of section 8 and insert the following in lieu  
80 thereof"

81 "(a) There is established an Advisory Committee on Medically  
82 Contraindicated Vaccinations within the Department of Public Health  
83 for the purpose of advising the Commissioner of Public Health on issues  
84 concerning exemptions from state or federal requirements for  
85 vaccinations that result from a physician, physician assistant, advanced  
86 practice registered nurse or naturopath stating that a vaccination is  
87 medically contraindicated for a person due to the medical condition of  
88 such person. Said advisory committee shall not be responsible for  
89 confirming or denying any determination by a physician, physician  
90 assistant, advanced practice registered nurse or naturopath that a  
91 vaccination is medically contraindicated for a specific individual. In  
92 order to carry out its duties, the advisory committee shall (1) have access  
93 to the childhood immunization registry established by the department  
94 pursuant to section 19a-7h of the general statutes, (2) evaluate the  
95 process used by the department in collecting data concerning  
96 exemptions resulting from a vaccination being medically  
97 contraindicated and whether the department should have any oversight  
98 over such exemptions, (3) examine whether enrollment of an  
99 unvaccinated child into a program operated by a public or nonpublic  
100 school, institution of higher education, child care center or group child  
101 care home should be conditioned upon the child meeting certain  
102 criteria, (4) calculate the ratio of school nurses to students in each public  
103 and nonpublic school in the state and the funding issues surrounding  
104 such ratio, (5) assess whether immunizations should be required more  
105 frequently than prior to enrollment into a program operated by a public  
106 or nonpublic school and prior to entering seventh grade, and (6)  
107 determine whether (A) there are any discrepancies in the issuance of  
108 certificates stating that a vaccine is medically contraindicated, and (B) to  
109 recommend continuing education of physicians, physician assistants,  
110 advanced practice registered nurses or naturopaths in vaccine  
111 contraindications and precautions. All information obtained by the  
112 advisory committee from such registry shall be confidential pursuant to

113 section 19a-25 of the general statutes, as amended by this act."